

115TH CONGRESS  
2D SESSION

# S. 2274

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## AN ACT

To provide for the compensation of Federal employees  
affected by lapses in appropriations.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Federal Employee Fair  
3 Treatment Act of 2017”.

4 **SEC. 2. COMPENSATION FOR FEDERAL EMPLOYEES AF-**  
5 **FECTED BY A LAPSE IN APPROPRIATIONS.**

6 Section 1341 of title 31, United States Code, is  
7 amended—

8 (1) in subsection (a)(1), by striking “An offi-  
9 cer” and inserting “Except as specified in this sub-  
10 chapter or any other provision of law, an officer”;  
11 and

12 (2) by adding at the end the following:

13 “(c)(1) In this subsection—

14 “(A) the term ‘covered lapse in appropriations’  
15 means any lapse in appropriations that begins on or  
16 after December 22, 2017; and

17 “(B) the term ‘excepted employee’ means an ex-  
18 cepted employee or an employee performing emer-  
19 gency work, as such terms are defined by the Office  
20 of Personnel Management.

21 “(2) Each Federal employee furloughed as a result  
22 of a covered lapse in appropriations shall be paid for the  
23 period of the lapse in appropriations, and each excepted  
24 employee who is required to perform work during a cov-  
25 ered lapse in appropriations shall be paid for such work,  
26 at the employee’s standard rate of pay, at the earliest date

1 possible after the lapse in appropriations ends, regardless  
2 of scheduled pay dates.

3 “(3) During a covered lapse in appropriations, each  
4 excepted employee who is required to perform work shall  
5 be entitled to use leave under chapter 63 of title 5, or  
6 any other applicable law governing the use of leave by the  
7 excepted employee, for which compensation shall be paid  
8 at the earliest date possible after the lapse in appropria-  
9 tions ends, regardless of scheduled pay dates.”.

Passed the Senate December 21, 2018.

Attest:

*Secretary.*

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